

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Kenneth Shelton	Team: Squad #4	CCRB Case #: 201805790	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Monday, 07/16/2018 2:15 PM	Location of Incident: § 87(2)(b)	Precinct: 67	18 Mo. SOL 1/16/2020	EO SOL 1/16/2020	
Date/Time CV Reported Wed, 07/18/2018 1:30 PM	CV Reported At: CCRB	How CV Reported: In-person	Date/Time Received at CCRB Wed, 07/18/2018 1:30 PM		
Complainant/Victim	Type	Home Address			
Witness(es)	Home Address				
Subject Officer(s)	Shield	TaxID	Command		
1. POM Ryan Walsh	22434	926378	067 PCT		
Witness Officer(s)	Shield No	Tax No	Cmd Name		
1. POM Thomas Hickey	19259	959426	067 PCT		
2. POM Rene Duran	07546	948923	067 PCT		
3. POF Vanessa Dambrosi	05057	961716	067 PCT		
4. SGT Jeanne Williams	02799	949801	067 PCT		
5. POM Peter Chiofolo	03960	954640	067 PCT		
Officer(s)	Allegation			Investigator Recommendation	
A.POM Ryan Walsh	Off. Language: Police Officer Ryan Walsh made remarks to § 87(2)(b) based upon race.				

Case Summary

On July 17, 2018, § 87(2)(b) filed this complaint with the CCRB in person.

On July 16, 2018, at approximately 2:15 p.m., at § 87(2)(b) in Brooklyn, PO Ryan Walsh of the 67 Precinct issued summonses to § 87(2)(b) for § 87(2)(b); PO Walsh also issued a summons to § 87(2)(b)'s wife, § 87(2)(b) for § 87(2)(b) (BR 10). During the incident, PO Walsh said to § 87(2)(b) "Nigger, you heard what I said?" (**Allegation A: Offensive Language**, § 87(2)(g))

On August 21, 2018, BWC videos of this incident were obtained. The full videos are located in and can be viewed from Investigative Actions 29-34 (BR 09).

Findings and Recommendations

Allegation (A) Offensive Language: Police Officer Ryan Walsh made remarks to § 87(2)(b) based upon race.

It is undisputed that PO Walsh and PO Thomas Hickey stopped § 87(2)(b) and § 87(2)(b) who are sidewalk vendors, and issued them summonses, though they denied committing the offenses with which they were charged.

§ 87(2)(b) (BR 01) said that he had stepped away from his vending table when he received a call from § 87(2)(b) for him to come back to speak with officers. PO Walsh told § 87(2)(b) that he was vending on private property and needed to move. § 87(2)(b) responded that he had his vendor's license. PO Walsh then stated, "Nigger, you heard what I said?" § 87(2)(b) said, "You're a racist. You called me a nigger." PO Walsh then asked § 87(2)(b) for identification and eventually issued him the summons.

§ 87(2)(b) (BR 02) said that when § 87(2)(b) arrived, § 87(2)(b) told the officers that he had a disabled priority vending license so he could sell at that location. PO Walsh stated to § 87(2)(b) "You nigger." § 87(2)(b) was approximately two feet away when PO Walsh made the statement. § 87(2)(b) responded that he would report PO Walsh.

Besides § 87(2)(b) there were no other known civilian witnesses to this incident. § 87(2)(b) said a crowd began to gather on scene only after the allegation occurred.

PO Walsh (BR 03) said that he and PO Hickey responded to a call (BR 04) for a dispute at a flea market for two people arguing. The market owner told the officers that § 87(2)(b) was selling items on his property. PO Walsh then spoke to § 87(2)(b) to determine if she was a licensed vendor. § 87(2)(b) refused to provide identification and called § 87(2)(b) to come to the locations. After approximately five minutes, § 87(2)(b) arrived. At this point, PO Walsh and other officers turned on their BWCs. PO Walsh also requested a supervisor to the location. When § 87(2)(b) arrived, he behaved irrationally and called 911 and Internal Affairs. After seven minutes, Sgt. Williams arrived. While writing the summonses for § 87(2)(b) stated that PO Walsh called him a "nigger" before the officers started recording. PO Walsh denied that he stated to § 87(2)(b) "Nigger, you heard what I said?" He denied using "nigger" in any other context and did not make any other comment concerning § 87(2)(b)'s race or ethnicity.

In BWC footage from PO Walsh (BR 08), at 19:19 minutes, § 87(2)(b) states that PO Walsh called him "nigger" before the officers turned on their recording devices. PO Walsh and officers respond that § 87(2)(b) is making false accusations. None of the BWC obtained by the investigation captures the allegation.



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§ 87(2)(g)

Civilian and Officer CCRB Histories

- § 87(2)(b) has been party to six CCRB complaints and has been named as a victim in seven allegations (BR 05):
 - § 87(2)(b)
- PO Ryan Walsh has been a member of service for 18 years and has been a subject in three CCRB complaints and 6 allegations, none of which were substantiated. § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- § 87(2)(b) § 87(2)(c)
- As of August 14, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (BR 07).

Squad No.: _____ 4 _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date